

**Subject** Intermediate care facilities for persons with developmental disabilities payment rates

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### Overview

This bill modifies payment rates for intermediate care facilities for persons with developmental disabilities (ICFs/DD).

ICFs/DD are MA facilities that serve persons with developmental disabilities and related conditions who require the level of care provided in an ICF/DD and who choose such services. These facilities are licensed supervised living facilities and serve from four to 64 persons.

### Summary

Section	Description
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<b>1</b>	<b>ICF/DD rate increases effective July 1, 2021.</b>
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Amends § 256B.5012, by adding subd. 18. Requires the commissioner to: (1) increase operating payment rates for ICFs/DD reimbursed under this section by five %; and (2) apply the rate increase based on occupied beds, using the percentage specified in this subdivision multiplied by the total payment rate, including the variable rate but excluding the property-related payment rate. The total rate must include the salary adjustments provided for in section 256B.501, subd. 12.

<b>2</b>	<b>Variable rate adjustments.</b>
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Amends § 256B.5013. Removes obsolete language, removes language limiting variable rate adjustments to 12 months and instead requires variable rate adjustments to remain in place unless there is an identified change in need, requires any change in need to result in a submission of a request to adjust the resources for that individual, requires the county of financial responsibility to act on a variable rate request within 30 days and notify the initiator of the request of the county's recommendation in writing, modifies the list of situations in which a variable rate may be recommended by the county of financial responsibility, removes language requiring the facility to provide an annual report to the county case manager on the use of variable rate funds and the status of the individual on whose behalf the funds

Section	Description
	were approved, removes language requiring unused variable rate funds to be returned to the state, and lists information that must be included in a variable rate request.
3	<b>Commissioner's responsibilities.</b> Amends § 256B.5013, subd. 6. Makes a conforming change to the variable rate adjustment changes.
4	<b>Services during the day.</b> Amends § 256B.5015, subd. 2. Removes an obsolete date, increases the level at which rates for services during the day are set, specifies when an individual qualifies for services during the day, and corrects terminology.



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